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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

KELLY CAHILL, et al., individually and
on behalf of others similarly situated,
Plaintiffs,

vs.

NIKE, INC., an Oregon Corporation,
Defendant.

Case No. 3:18-cv-01477-JR

**PLAINTIFFS' UNOPPOSED MOTION
TO UNSEAL ECF NOS. 239, 241-1, 242
AND FILE REDACTED COPIES OF ECF
NOS. 240, 241**

**PLS.' UNOPPOSED MOTION TO UNSEAL ECF NOS. 239, 241-1, 242 AND FILE REDACTED
COPIES OF ECF NOS. 240, 241**

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L.R. 7-1(a) Certification

In compliance with Local Rule 7-1(a), Plaintiffs certify that they have conferred on this Motion with Defendant Nike, Inc.'s counsel regarding the substance of this Motion. Nike does not oppose this Motion.

MOTION TO UNSEAL

Plaintiffs hereby submit this Motion to Unseal. On May 9, 2022, Plaintiffs filed their Objections to Nike's Evidence Submitted in Opposition to Class Certification ("Plaintiffs' Objections"), ECF No. 239; Reply Brief in support of Plaintiffs' Motion for Class Certification ("Reply"), ECF No. 240; supporting Supplemental Sun declaration ("Supp. Sun Decl."), ECF No. 241; supporting exhibits to the Supplemental Sun declaration, ECF No. 241-1 ("Supp. Sun Decl. Exhibits"); and Responses to Nike's Objections to Evidence Filed in support of Plaintiffs Motion for Class Certification ("Plaintiffs' Responses to Objections"), ECF No. 242, under seal pursuant to the Parties' Protective Order because documents and information included in these documents were stamped Confidential by Nike under the Protective Order.

Plaintiffs met and conferred with Nike on unsealing these documents and Nike stated it has no objection to unsealing Plaintiffs' Objections, the Supp. Sun Decl. Exhibits, and Plaintiffs' Responses to Objections. As such, Plaintiffs respectfully request that the Court unseal Plaintiffs' Objections, the Supp. Sun Decl. Exhibits, and Plaintiffs' Responses to Objections, ECF Nos. 239 241-1, 242.

Nike opposes unsealing the Reply, ECF No. 240, with respect to several proposed redactions. Kan Decl. ¶ 3, filed herewith. Plaintiffs disagree with Nike's proposed redactions for the Reply, which involve aggregated statistical analysis results and the compensation figures and name of a Nike declarant (whose declaration was publicly filed with its opposition) and the compensation figures of three unnamed male comparators. The issue regarding aggregated

statistical analysis results is already before the Court in Nike's Motion to Seal, ECF No. 171, and Plaintiffs' Opposition to Nike's Motion to Seal, ECF No. 175. Plaintiffs and Nike disagree about whether it is appropriate to redact the name and compensation figures of Nike's declarant and the compensation figures of three of her unnamed male comparators.

Nike opposes unsealing the Supp. Sun Decl., ECF No. 241, with respect to proposed redactions regarding Nike's declarant's salary and the names and salaries of her comparators. Kan Decl. ¶ 4. Plaintiffs and Nike disagree about whether it is appropriate to redact the name and compensation figures of Nike's declarant and the compensation figures of three of her male comparators (Plaintiffs do not oppose redacting the names of the male comparators). In the interest of judicial efficiency and economy, Plaintiffs have agreed that the Reply and Supp. Sun Decl. may remain sealed as to Nike's proposed redactions and that Nike can have until 7 days after the Court rules on its Motion to Seal before submitting a motion to seal for its proposed redactions to the Reply and Supp. Sun Decl. Kan Decl. ¶¶ 3-4. In the interim, to allow the public to have access to the parts of the Reply and Supp. Sun Decl. that Nike does not seek to seal, Plaintiffs file a redacted copy of the Reply with Nike's proposed redactions (contested by Plaintiffs), attached as Exhibit 1 to the Kan Decl. and a redacted copy of the Supp. Sun Decl. with Nike's proposed redactions (contested by Plaintiffs), attached as Exhibit 2 to the Kan Decl.

Dated: May 27, 2022

Respectfully submitted,

GOLDSTEIN, BORGAN, DARDARIAN & HO

/s/ James Kan

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